Simon v. Adzilla, Inc [New Media] et al
Doc. 161 Att. 6

EXHIBIT VIII

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G. HOPKINS GUY, III (STATE BAR NO. 124811)
I. NEEL CHATTERJEE (STATE BAR NO. 173985)
MONTE COOPER (STATE BAR NO. 196746)
ROBERT D. NAGEL (STATE BAR NO. 211113)
JOSHUA H. WALKER (STATE BAR NO. 224940)
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Attorneys for Plaintiff
THEFACEBOOK, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

THEFACEBOOK, INC.,

Plaintiff,

v.

CONNECTU LLC, CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, DIVYA NARENDRA, AND DOES 1-25,

Defendants.

CASE NO. 1:05-CV-047381

NOTICE OF DEPOSITION OF DEFENDANT CONNECTU LLC (C.C.P. § 2026)

TO EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:

YOU ARE HEREBY NOTIFIED THAT THE DEPOSITION OF CONNECTU LLC will be taken at Orrick, Herrington & Sutcliffe LLP's offices at 666 Fifth Avenue, New York, New York 10103-0001 commencing at 9:00 a.m. on December 16, 2005, and continuing from day to day thereafter.

YOU ARE FURTHER NOTIFIED THAT:

Deponent a corporation or other entity: The deponent is not a natural person. The matters on which the deponent will be examined are as follows:

1. All contracts ConnectU has entered into with California businesses or residents.

2. All contracts ConnectU has entered into that are governed by California law.

3. Any promotions, advertising or marketing ConnectU has done in print media or over the Internet.

4. ConnectU's business travel to California.

5. Business telephone calls made by ConnectU to California.

6. The nature and amount of sales of goods and services to California residents and percentage of total sales to California residents.

7. ConnectU's business solicitation of California businesses and residents.

8. ConnectU's business relationship and contacts with Plaintiff.

9. ConnectU's conduct business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of ConnectU, financial records, formation, and corporate documents (including without limitation operating agreements, bylaws, investor agreements, and any documents filed with the State of Delaware).

10. ConnectU's relationship with Winklevoss Technologies, LLC, Winklevoss Consultants, Inc., The Winklevoss Group, and/or Winklevoss, LLC, including without limitation, common or shared directors, managers, investors, accounts, investments, interests, officers, offices, facilities, equipment, expenditures, cash flow, and capitalization.

11. ConnectU's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals (including Cameron Winklevoss, Tyler Winklevoss, Howard Winklevoss, and Divya Narendra) and their respective duties, authorities, job descriptions, and responsibilities.

12. ConnectU's relationship and communications with Cameron Winklevoss, Tyler Winklevoss, Howard Winklevoss, and Divya Narendra.

13. Actions taken on behalf of ConnectU related to accessing the Facebook.com website and appropriating and using any information, data, and/or email addresses therefrom, including without limitation by Cameron Winklevoss, Tyler

Winklevoss, Howard Winklevoss, and Divya Narendra.

14. List(s) of individuals presently or formerly registered at connectu.com and their respective email addresses.

Items to be produced by deponent-party: The deponent, who is a party to this action, is required to produce the following documents, records or other materials at said deposition: documents requested in TheFacebook, Inc.'s First Set of Requests for Production to Defendant ConnectU LLC (attached) but not yet produced to Plaintiff.

Recording proceedings: The deposing party intends to cause the proceedings to be recorded both stenographically and by video recording.

A list of all parties or attorneys for parties on whom this Notice of Deposition is being served is shown on the accompanying Proof of Service.

Dated: November 3, 2005

Orrick, Herrington & Sutcliffe LLP

Robert D. Nagel
Attorney for Plaintiff
THEFACEBOOK, INC.

G. HOPKINS GUY, III (STATE BAR NO. 124811)
I. NEEL CHATTERJEE (STATE BAR NO. 173985)
MONTE COOPER (STATE BAR NO. 196746)
ROBERT D. NAGEL (STATE BAR NO. 211113)
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Attorneys for Plaintiff
THEFACEBOOK, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

THEFACEBOOK, INC., Plaintiff, v. CONNECTU LLC, CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, DIVYA NARENDRA, AND DOES 1-25, Defendants.	CASE NO. 1:05-CV-047381 **NOTICE OF DEPOSITION OF DEFENDANT CAMERON WINKLEVOSS**

TO EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:

YOU ARE HEREBY NOTIFIED THAT THE DEPOSITION OF CAMERON WINKLEVOSS will be taken at Orrick, Herrington & Sutcliffe LLP's offices at 666 Fifth Avenue, New York, New York 10103-0001, commencing at 9:00 a.m. on December 12, 2005, and continuing from day to day thereafter.

YOU ARE FURTHER NOTIFIED THAT:

- Items to be produced by deponent-party: The deponent, who is a party to this action, is required to produce the following documents, records or other materials at said deposition: documents requested in TheFacebook, Inc.'s First Set of

Requests for Production to Defendant Cameron Winklevoss (attached) but not yet produced to Plaintiff.

- Recording proceedings: The deposing party intends to cause the proceedings to be recorded both stenographically and by video recording.

A list of all parties or attorneys for parties on whom this Notice of Deposition is being served is shown on the accompanying Proof of Service.

Dated: November 3, 2005

Orrick, Herrington & Sutcliffe LLP

[signature]

Robert D. Nagel
Attorney for Plaintiff
THEFACEBOOK, INC.

G. HOPKINS GUY, III (STATE BAR NO. 124811)
I. NEEL CHATTERJEE (STATE BAR NO. 173985)
MONTE COOPER (STATE BAR NO. 196746)
ROBERT D. NAGEL (STATE BAR NO. 211113)
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1000 Marsh Road
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Telephone: 650-614-7400
Facsimile: 650-614-7401

Attorneys for Plaintiff
THEFACEBOOK, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

THEFACEBOOK, INC., Plaintiff, v. CONNECTU LLC, CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, DIVYA NARENDRA, AND DOES 1-25, Defendants.	CASE NO. 1:05-CV-047381 **NOTICE OF DEPOSITION OF DEFENDANT TYLER WINKLEVOSS**

TO EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:

YOU ARE HEREBY NOTIFIED THAT THE DEPOSITION OF TYLER WINKLEVOSS will be taken at Orrick, Herrington & Sutcliffe LLP's offices at 666 Fifth Avenue, New York, New York 10103-0001, commencing at 9:00 a.m. on December 13, 2005, and continuing from day to day thereafter.

YOU ARE FURTHER NOTIFIED THAT:

- Items to be produced by deponent-party: The deponent, who is a party to this action, is required to produce the following documents, records or other materials at said deposition: documents requested in TheFacebook, Inc.'s First Set of

Requests for Production to Defendant Tyler Winklevoss (attached) but not yet produced to Plaintiff.

- Recording proceedings: The deposing party intends to cause the proceedings to be recorded both stenographically and by video recording.

A list of all parties or attorneys for parties on whom this Notice of Deposition is being served is shown on the accompanying Proof of Service.

Dated: November 3, 2005

Orrick, Herrington & Sutcliffe LLP

Robert D. Nagel
Attorney for Plaintiff
THEFACEBOOK, INC.

G. HOPKINS GUY, III (STATE BAR NO. 124811)
I. NEEL CHATTERJEE (STATE BAR NO. 173985)
MONTE COOPER (STATE BAR NO. 196746)
ROBERT D. NAGEL (STATE BAR NO. 211113)
JOSHUA H. WALKER (STATE BAR NO. 224940)
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Facsimile: 650-614-7401

Attorneys for Plaintiff
THEFACEBOOK, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

THEFACEBOOK, INC., Plaintiff, v. CONNECTU LLC, CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, DIVYA NARENDRA, AND DOES 1-25, Defendants.	CASE NO. 1:05-CV-047381 **NOTICE OF DEPOSITION OF DEFENDANT HOWARD WINKLEVOSS**

TO EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:

YOU ARE HEREBY NOTIFIED THAT THE DEPOSITION OF HOWARD WINKLEVOSS will be taken at Orrick, Herrington & Sutcliffe LLP's offices at 666 Fifth Avenue, New York, New York 10103-0001, commencing at 9:00 a.m. on December 14, 2005, and continuing from day to day thereafter.

YOU ARE FURTHER NOTIFIED THAT:

- Items to be produced by deponent-party: The deponent, who is a party to this action, is required to produce the following documents, records or other materials at said deposition: documents requested in TheFacebook, Inc.'s First Set of

Requests for Production to Defendant Howard Winklevoss (attached) but not yet produced to Plaintiff.

- Recording proceedings: The deposing party intends to cause the proceedings to be recorded both stenographically and by video recording.

A list of all parties or attorneys for parties on whom this Notice of Deposition is being served is shown on the accompanying Proof of Service.

Dated: November 3, 2005

Orrick, Herrington & Sutcliffe LLP

Robert D. Nagel
Attorney for Plaintiff
THEFACEBOOK, INC.

G. HOPKINS GUY, III (STATE BAR NO. 124811)
I. NEEL CHATTERJEE (STATE BAR NO. 173985)
MONTE COOPER (STATE BAR NO. 196746)
ROBERT D. NAGEL (STATE BAR NO. 211113)
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Attorneys for Plaintiff
THEFACEBOOK, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

THEFACEBOOK, INC., Plaintiff, v. CONNECTU LLC, CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, DIVYA NARENDRA, AND DOES 1-25, Defendants.	CASE NO. 1:05-CV-047381 **NOTICE OF DEPOSITION OF DEFENDANT DIVYA NARENDRA**

TO EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:

YOU ARE HEREBY NOTIFIED THAT THE DEPOSITION OF DIVYA NARENDRA will be taken at Orrick, Herrington & Sutcliffe LLP's offices at 666 Fifth Avenue, New York, New York 10103-0001, commencing at 9:00 a.m. on December 15, 2005, and continuing from day to day thereafter.

YOU ARE FURTHER NOTIFIED THAT:

- Items to be produced by deponent-party: The deponent, who is a party to this action, is required to produce the following documents, records or other materials at said deposition: documents requested in TheFacebook, Inc.'s First Set of

Requests for Production to Defendant Divya Narendra (attached) but not yet produced to Plaintiff.

- Recording proceedings: The deposing party intends to cause the proceedings to be recorded both stenographically and by video recording.

A list of all parties or attorneys for parties on whom this Notice of Deposition is being served is shown on the accompanying Proof of Service.

Dated: November 3, 2005

Orrick, Herrington & Sutcliffe LLP

Robert D. Nagel
Attorney for Plaintiff
THEFACEBOOK, INC.